

O I P E  
TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

JAN 10 2005

Under 37 CFR 1.97(b) or 1.97(c)

Docket No.  
112843-043

In Re Application Of TRADEMARK REG.

Kuslys et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/088,766	June 20, 2002	K. Shah	29157	645	2286

Title: COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1.  The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2.  The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

**OR**

the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
 (Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
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Patent & Trademark  
Office Application

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Title: **COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of **\$180.00** is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. **02-1818** as described below.
  - Charge the amount of
  - Credit any overpayment.
  - Charge any additional fee required.
- Payment by credit card. Form PTO-2038 is attached.

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*Heather Foster*  
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Heather Foster

*Heather Foster*  
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Dated: January 5, 2005

*Robert M. Barrett*  
 Signature

Robert M. Barrett  
 Reg. No. 30,142  
**BELL, BOYD & LLOYD LLC**  
 P.O. Box 1135  
 Chicago, IL 60690-1135  
 Phone: 312-807-4204

CC:

**TRANSMI<sup>T</sup>AL OF INFORMATION DISCLOSURE STATEMENT  
(Under 37 CFR 1.97(b) or 1.97(c))**

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OR

the fee set forth in 37 CFR 1.17(p).

## TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
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In Re Application: Kuslys et al.

JAN 10 2005

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/088,766	June 20, 2002	K. Shah	29157	645	2286

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(Date) \_\_\_\_\_

Signature of Person Mailing Correspondence

Heather Foster

Typed or Printed Name of Person Mailing Certificate

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Signature

Dated: January 5, 2005

Robert M. Barrett

Reg. No. 30,142

BELL, BOYD &amp; LLOYD LLC

P.O. Box 1135

Chicago, IL 60690-1135

Phone: 312-807-4204

CC:



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kuslys et al.  
Appl. No.: 10/088,766  
Conf. No.: 2286  
Filed: June 20, 2002  
Title: COMPOSITION COMPRISING CASEIN PROTEIN AND WHEY PROTEIN  
Art Unit: 1645  
Examiner: K. Shah  
Docket No.: 0112843-043

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, copies of which are enclosed, be made during the course of examination of the above-identified application for United States patent.

#### U.S. PATENT DOCUMENTS

<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
6,787,158	09-07-2004	Erdmann et al.

#### FOREIGN PATENT DOCUMENTS

<u>Document No.</u>	<u>Date</u>	<u>Country</u>
EP 0418593	03-27-1991	Schweikhardt et al.
EP 0880902	12-02-1998	Erdmann et al.

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY \_\_\_\_\_

Robert M. Barrett  
Reg. No. 30,142  
P.O. Box 1135  
Chicago, Illinois 60690-1135  
Phone: (312) 807-4204

01/11/2005 RFEKADU1 00000007 10088766

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180.00 OP

Dated: January 5, 2005

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b> <small>(Use several sheets if necessary)</small>	Atty Docket No. 112843-043	Application No. 10/088,766
	Applicant <b>Kuslys et al.</b>	
JAN 10 2005	Filing Date June 20, 2002	Group 1645
PTO Form 1449		

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

Examiner's Initials	OTHER DOCUMENTS ( <i>Including Author, Title, Date, Pertinent Pages, Etc.</i> )

**Examiner:** \_\_\_\_\_ **Date Considered:** \_\_\_\_\_

\*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.